

IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

3:08cv68
(3:05cr16)

MICHAEL VASHAWN DRAYTON,)
)
 Petitioner,)
 vs.)
)
UNITED STATES OF AMERICA,)
)
 Respondent.)

ORDER

THIS MATTER is before the Court on Respondent's second and third Motions for Extension of Time. (Doc. No. 5, 6).

The government's second motion states special circumstances warranting an extension and will be granted.


What the government cites as extraordinary circumstances in its third motion is simply the status quo given the allocation of responsibilities within the United States Attorney's Office. Accordingly the third motion will be granted in part and denied in part, allowing for one last extension.

IT IS, THEREFORE, ORDERED that Respondent's second Motion for Extension of Time (Doc. No. 5) is **GRANTED**.

IT IS FURTHER ORDERED that Respondent's third Motion for Extension is **GRANTED** in part and **DENIED** in part, and the government has up to and including October 5, 2008, to file a response to Petitioner's Motion to Vacate.

The Clerk is directed to certify copies of this order to Petitioner and Respondent.

Signed: September 17, 2008


Robert J. Conrad, Jr.
Chief United States District Judge

